

FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554

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THE SECRETARY - ROOM 222

23 APR 1993

IN REPLY REFER TO:

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MAY 12 1993

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Honorable Daniel Patrick Moynihan  
United States Senate  
Washington, D.C. 20510

Dear Senator Moynihan:

This is in reply to your letter of April 6, 1993, in which you inquired on behalf of the Chautauqua County Legislature regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz.

The proposals in the Notice reflect to a large extent concepts and proposals submitted in the initial inquiry stages of this proceeding. None of the proposals set forth in the Notice, however, are engraved in stone. Indeed, the proposals represent our best judgment at this stage of the proceeding on steps that must be taken to improve the regulatory climate for users of the private land mobile radio spectrum below 512 MHz. I have enclosed for your information a copy of that part of the Notice that describes the numerous proposals, plus a discussion paper released March 1, 1993. In summary, radio systems in Chautauqua County would not have to be replaced until 2005.

We are sensitive to the needs of all users of spectrum and the impact that these proposals may have on their radio systems. We will endeavour to protect private land mobile radio systems, including those of public safety entities. Your letter will be included in the record of this proceeding and will be fully evaluated when we develop final rules in the proceeding.

# Congressional

DUE: 4-22-93

PLEASE MAKE 2 EXTRA COPIES OF INCOMING, ATTACHMENTS,  
AND REPLY FOR DOCKET FILE, ROOM 222.

CONGRESSIONAL CORRESPONDENCE TRACKING SYSTEM  
04/12/93

## LETTER REPORT

CONTROL NO.	DATE RECEIVED	DATE OF CORRESP	DATE DUE	DATE DUE (8:00 AM)
9301617	04/12/93	04/16/93	04/30/93	

TITLE	MEMBERS NAME	REPLY FOR SIG OF
Senator	Daniel P Moynihan	BC

RECEIVED

APR 15 7 43 AM '93

DANIEL PATRICK MOYNIHAN  
NEW YORK  
UNITED STATES SENATE

PAB  
92-235  
1617

Date: 4/6/93

Respectfully referred to:

FCC

for such consideration as the enclosed  
may warrant.

Sincerely,

*D. P. Moynihan*

Daniel Patrick Moynihan  
U.S.S.

CHAUTAUQUA COUNTY

MOTION NO. 17-93

PLEASE TYPE

TITLE: OPPOSING FCC PROPOSED RULE MAKING NO. 92-235  
(re Public Safety Communications)

BY: Judicial & Public Safety

AT THE REQUEST OF: Legislator Jones

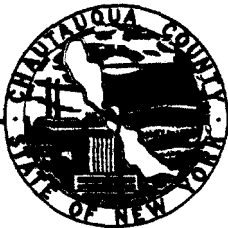
WHEREAS, the United States Federal Communications Commission (FCC) has issued a notice of proposed rule making No. 92-235 that would implement radio frequency changes <sup>through spectrum reformatting</sup> requiring the replacement of existing emergency communications equipment, the lowering of radio power output, and the construction of several additional radio towers, in addition to causing other negative impacts on the County's public safety radio communications, and

WHEREAS, the FCC proposed rules have not taken into consideration the financial burden the changed requirements could have on local municipalities, or the impracticality of power limitations in public safety applications such as mutual aid and interagency operations, therefore

LET IT BE KNOWN, that the Legislature of the County of Chautauqua is opposed to FCC proposed rule making No. 92-235 as it relates to public safety communications, and the Legislature urges the FCC to re-evaluate the impact of radio frequency changes on public safety communications with respect to the cost and performance of vital emergency services, and it is

MOVED, that the Clerk of the Chautauqua County Legislature is directed to send copies of this Motion to United States Senators Moynihan and D'Amato, Congressman Houghton, the FCC, and the Associated Public Communications Officers, Inc. (APCO).

*Robert H. K. Lodging*  
*Charles L. Harmon*  
*Robert H. K. Lodging*  
*Robert H. K. Lodging*  
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*Robert H. K. Lodging*



# Chautauqua County Legislature

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GERACE OFFICE BUILDING — MAYVILLE, NEW YORK 14757-1007 — (716) 753-4215

LANCE S. SPICER  
Chairman

ROBERT A. WHITE  
Clerk

March 11, 1993

The Honorable Daniel Moynihan  
Room 464  
Russell Senate Office Building  
Washington, D.C. 20510

Dear Sen. Moynihan:

Enclosed herewith for your information is a copy of  
Motion No. 17-93, Opposing FCC Proposed Rule Making No. 92-235  
which was adopted by the Chautauqua County Legislature on  
March 10, 1993.

Very truly yours,

A handwritten signature in cursive script, reading "Robert A. White".

Robert A. White, Clerk  
Chautauqua County Legislature

RAW:jnt  
encl.